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PTO/SB/05 (12/97)

Approved for use through 09/30/00. OMB 0651-0032
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UTILITY

PATENT APPLICATION

TRANSMITTAL

(Only for new nonprovisional applications under
37 CFR 1.53(b))

Attorney Docket No. X-11057C

First Named Inventor or Application Identifier

COHEN, Fredric Jay, et al.

Express Mail Label No.

EL 832895877 US

Application Elements

See MPEP chapter 600 concerning utility patent application contents.

ADDRESS TO: Commissioner for Patents
Mail Stop Patent Application
P.O. Box 1450
Alexandria, VA 22313-1450

1. ☒ Fee Transmittal Form (Submit an original, and a duplicate for fee processing)

6. ☐ Microfiche Computer Program (Appendix)

2. ☒ Specification [Total 46]
(preferred arrangement set forth below) Pages

7. Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)

- Descriptive title of the Invention
- Cross References to Related Applications
- Statement Regarding Fed sponsored R & D
- Reference to Microfiche Appendix
- Background of the Invention
- Brief Summary of the Invention
- Brief Description of the Drawings (if filed)
- Detailed Description
- Claims

- a. ☐ Computer Readable Copy
- b. ☐ Paper Copy (identical to computer copy)
- c. ☐ Statement verifying identity of above copies

- Abstract of the Disclosure

3. ☒ Drawing(s) (35 USC 113) [Total 1] Sheets

4. Oath or Declaration [Total 3] Pages

a. ☐ Newly executed (original or copy)

b. ☒ Copy from a prior application (37 CFR 1.63(d)) (for continuation/divisional with Box 17 completed) [Note Box 5 below]

i. ☐ DELETION OF INVENTOR(S) Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).

5. ☒ Incorporation By Reference (useable if Box 4b is checked) The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 4b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.

ACCOMPANYING APPLICATION PARTS

8. ☐ Assignment Papers (cover sheet & document(s))

9. ☐ 37 CFR 3.73(b) Statement (when there is an assignee) ☐ Power of Attorney

10. ☐ English Translation Document (if applicable)

11. ☒ Information Disclosure Statement (IDS)/PTO-1449 ☐ Copies of IDS Citations

12. ☒ Preliminary Amendment

13. ☒ Return Receipt Postcard (MPEP 503) (Should be specifically itemized)

14. ☐ Small Entity Statement(s) ☐ Statement filed in prior application, Status still proper and desired

15. ☐ Certified Copy of Priority Document(s) (if foreign priority is claimed)

16. ☐ Other:

17. If a CONTINUING APPLICATION, check appropriate box and supply the requisite information:

☒ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of prior application No. 09/931,159

18. CORRESPONDENCE ADDRESS

Customer Number or Bar Code Label

(Insert Customer No. Or Attach bar code label here)

or

Correspondence address below

Eli Lilly and Company

ADDRESS

Patent Division
P.O. Box 6288



25885

PATENT TRADEMARK OFFICE

CITY Indianapolis

STATE Indiana

ZIP CODE 46206-6288

COUNTRY U.S.A.

TELEPHONE 317-276-0755

FAX 317-276-3861

SUBMITTED BY

Typed or Printed Name William R. Boudreaux

Signature

Complete (if applicable)

Reg. Number 35,796

Date February 24, 2004

Express Mail mailing label number

EL 832895877 US

Date of Deposit

2-24-04

I hereby certify that this paper or fee is being deposited with the United States Postal Service *Express Mail Post Office to Addressee* service under 37 C.F.R. 1.10 on the date indicated above and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

QUEEN Thomas
Printed Name

Queen Thomas
Signature

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PTO/SB/17 (12/97)

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FEE TRANSMITTAL				Complete if Known						
<p>Note: Effective November 10, 1997. Patent fees are subject to annual revision.</p> <p>TOTAL AMOUNT OF PAYMENT (\$770.00)</p> <p>METHOD OF PAYMENT (check one)</p> <p>1. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:</p> <p>Deposit Account Number: 05-0840 Deposit Account Name: Eli Lilly and Company</p> <p><input checked="" type="checkbox"/> Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17 <input type="checkbox"/> Charge the Issue Fee Set in 37 CFR 1.18 at the Mailing of the Notice of Allowance</p> <p>2. <input type="checkbox"/> Payment Enclosed:</p> <p><input type="checkbox"/> Check <input type="checkbox"/> Money Order <input type="checkbox"/> Other</p>				Application Number		FILED CONCURRENTLY HEREWITH				
				Filing Date		FILED CONCURRENTLY HEREWITH				
				First Named Inventor		COHEN, Fredric Jay				
				Group Art Unit						
				Examiner Name						
				Attorney Docket Number		X-11057C				
FEE CALCULATION (continued)										
3. ADDITIONAL FEES										
				Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description	Fee Paid	
				105	130	205	65	Surcharge-late filing fee or oath		
				127	50	227	25	Surcharge-late provisional filing fee or cover sheet.		
				139	130	139	130	Non-English specification		
				147	2,520	147	2,520	For filing a request for reexamination		
				112	920*	112	920*	Requesting publication of SIR prior to Examiner action		
				113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action		
				115	110	215	55	Extension for reply within first month		
				116	420	216	210	Extension for reply within second month		
				117	950	217	475	Extension for reply within third month		
				118	1,480	218	740	Extension for reply within fourth month		
				128	2,010	228	1,005	Extension for reply within fifth month		
				119	330	219	165	Notice of Appeal		
				120	330	220	165	Filing a brief in support of an appeal		
				121	290	221	145	Request for oral hearing		
				138	1,510	138	1,510	Petition to institute a public use proceeding		
				140	110	240	55	Petition to revive-unavoidable		
				141	1,330	241	665	Petition to revive-unintentional		
				142	1,330	242	665	Utility issue fee (or reissue)		
				143	480	243	240	Design Issue Fee		
				144	640	244	320	Plant Issue Fee		
				122	130	122	130	Petitions to the Commissioner		
				123	50	123	50	Petitions related to provisional applications		
				126	180	126	180	Submission of Information Disclosure Stmt.		
				581	40	581	40	Recording each patent assignment per property (times number of properties)		
				146	770	246	385	Filing a submission after final rejection (37 CFR 1.129(a))		
				149	770	249	385	For each additional invention to be examined (37 CFR 1.129(b))		
				179	770	279	385	Request for Continued Examination (RCE)		
				169	900	169	900	Request for expedited examination of a design application		
				Other fee (specify)						
				Other fee (specify)						
				*Reduced by Basic Filing Fee Paid						
SUBTOTAL (1) (\$770.00)				SUBTOTAL (3) (\$)						
2. CLAIMS										
				Total Claims	5	-20**=	X	18	=	
				Independent Claims	1	-3**=	X	86	=	
				Multiple Dependent Claims (first time)			X	290	=	
				Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description	Fee Paid	
				101	770	201	385	Utility filing fee	770.	
				106	340	206	170	Design filing fee		
				107	530	207	265	Plant filing fee		
				108	770	208	385	Reissue filing fee		
				114	160	214	80	Provisional filing fee		
SUBTOTAL (2) (\$)										
				**or number previously paid, if greater; For Reissues, see above						
SUBMITTED BY				Complete (if applicable)						
Typed or Printed Name				Reg. Number						
Signature				Date						
William R. Boudreaux				35,796						
<i>[Signature]</i>				24 February 2004						
"Express Mail" mailing label number				EL 832895877 US						
Date of Deposit				2-24-04						
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Printed Name				Signature						
G. J. Thomas				<i>[Signature]</i>						